

Interview Summary

Application No.
09/036,645

Applicant(s)

Berd

Examiner

Lisa Athur

Group Art Unit
1655



All participants (applicant, applicant's representative, PTO personnel):

- (1) Lisa Athur (3) _____
(2) Paul Fehlner (4) _____

Date of Interview Apr 3, 2000

Type: ☒ Telephonic ☐ Personal (copy is given to ☐ applicant ☐ applicant's representative).

Exhibit shown or demonstration conducted: ☐ Yes ☒ No. If yes, brief description:

Agreement ☒ was reached. ☐ was not reached.

Claim(s) discussed: None

Identification of prior art discussed:

None

Description of the general nature of what was agreed to if an agreement was reached, or any other comments:

Examiner called to inform attorney that the notice of allowance had to be vacated because (1) the assent to reissue and the offer to surrender the patent were defective and (2) the preliminary amendment and amendment filed November 22, 1999 were improper. For correction of the first problem, attorney was referred to MPEP 324 and 37 CFR 3.73(b). Attorney was faxed a copy of the STATEMENT UNDER 3.73(b) form found at page 300-13 of the MPEP. For correction of the second problem, attorney was notified that substitute amendments were required in which all subject matter being added to the patent must be underlined (see MPEP 1453). Attorney indicated that he would make these corrections and fax them to examiner.

(A fuller description, if necessary, and a copy of the amendments, if available, which the examiner agreed would render the claims allowable must be attached. Also, where no copy of the amendments which would render the claims allowable is available, a summary thereof must be attached.)

1. ☒ It is not necessary for applicant to provide a separate record of the substance of the interview.

Unless the paragraph above has been checked to indicate to the contrary, A FORMAL WRITTEN RESPONSE TO THE LAST OFFICE ACTION IS NOT WAIVED AND MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a response to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW.

2. ☒ Since the Examiner's interview summary above (including any attachments) reflects a complete response to each of the objections, rejections and requirements that may be present in the last Office action, and since the claims are now allowable, this completed form is considered to fulfill the response requirements of the last Office action. Applicant is not relieved from providing a separate record of the interview unless box 1 above is also checked.

Examiner Note: You must sign and stamp this form unless it is an attachment to a signed Office action.